

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
LIONEL GOMEZ-VASQUEZ,)
)
Defendant.)

CASE NO. CR06-198 RSL

DETENTION ORDER

Offense charged:

Conspiracy to Distribute Cocaine, Heroin and Methamphetamine

Date of Detention Hearing: June 13, 2006

The Court, having conducted an uncontested detention hearing pursuant to Title 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which the defendant can meet will reasonably assure the appearance of the defendant as required and the safety of any other person and the community. The Government was represented by Todd Greenberg. The defendant was represented by Tim McGarry.

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1 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

- 2 (1) There is probable cause to believe the defendant committed the drug
3 offense. The maximum penalty is in excess of ten years. There is
4 therefore a rebuttable presumption against the defendant's release based
5 upon both dangerousness and flight risk, under Title 18 U.S.C. §
6 3142(e).
- 7 (2) The defendant is a citizen of Mexico; his ties to Western District of
8 Washington are unknown or unverified.
- 9 (3) Defendant is viewed as a risk of danger due to the nature of the instant
10 offense. The AUSA alleges that a fourth ounce of cocaine was found at
11 defendant's residence at the time of arrest, raising concerns of a
12 substance abuse problem that has not been addressed, clinically or
13 otherwise.
- 14 (4) Defendant stipulated to detention.
- 15 (5) Based upon the foregoing information, it appears that there is no condition or
16 combination of conditions that would reasonably assure future Court
17 appearances and/or the safety of other persons or the community.

18 **It is therefore ORDERED:**

- 19 (1) The defendant shall be detained pending trial and committed to the custody of
20 the Attorney General for confinement in a correction facility separate, to the
21 extent practicable, from persons awaiting or serving sentences or being held in
22 custody pending appeal;
- 23 (2) The defendant shall be afforded reasonable opportunity for private consultation
24 with counsel;
- 25 (3) On order of a court of the United States or on request of an attorney for the
26 Government, the person in charge of the corrections facility in which the

defendant is confined shall deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding; and

- (4) The clerk shall direct copies of this order to counsel for the United States, to counsel for the defendant, to the United States Marshal, and to the United States Pretrial Services Officer.

DATED this 14th day of June, 2006.



MONICA J. BENTON
United States Magistrate Judge